

§ 84.665

that receives an award directly from a Federal agency.

(Authority: E.O.s 12549 and 12689; 20 U.S.C. 1082, 1094, 1221e-3 and 3474; and Sec. 2455, Pub. L. 103-355, 108 Stat. 3243 at 3327)

§ 84.665 State.

State means any of the States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, or any territory or possession of the United States.

(Authority: E.O.s 12549 and 12689; 20 U.S.C. 1082, 1094, 1221e-3 and 3474; and Sec. 2455, Pub. L. 103-355, 108 Stat. 3243 at 3327)

§ 84.670 Suspension.

Suspension means an action taken by a Federal agency that immediately prohibits a recipient from participating in Federal Government procurement contracts and covered non-procurement transactions for a temporary period, pending completion of an investigation and any judicial or administrative proceedings that may ensue. A recipient so prohibited is suspended, in accordance with the Federal Acquisition Regulation for procurement contracts (48 CFR part 9, subpart 9.4) and the common rule, Government-wide Debarment and Suspension (Non-procurement), that implements Executive Order 12549 and Executive Order 12689. Suspension of a recipient is a distinct and separate action from suspension of an award or suspension of payments under an award.

(Authority: E.O.s 12549 and 12689; 20 U.S.C. 1082, 1094, 1221e-3 and 3474; and Sec. 2455, Pub. L. 103-355, 108 Stat. 3243 at 3327)

PART 86—DRUG AND ALCOHOL ABUSE PREVENTION

Subpart A—General

Sec.

- 86.1 What is the purpose of the Drug and Alcohol Abuse Prevention regulations?
- 86.2 What Federal programs are covered by this part?
- 86.3 What actions shall an IHE take to comply with the requirements of this part?
- 86.4 What are the procedures for submitting a drug prevention program certification?
- 86.5 What are the consequences if an IHE fails to submit a drug prevention program certification?

34 CFR Subtitle A (7-1-14 Edition)

- 86.6 When must an IHE submit a drug prevention program certification?
- 86.7 What definitions apply to this part?

Subpart B—Institutions of Higher Education

- 86.100 What must the IHE's drug prevention program include?
- 86.101 What review of IHE drug prevention programs does the Secretary conduct?
- 86.102 What is required of an IHE that the Secretary selects for annual review?
- 86.103 What records and information must an IHE make available to the Secretary and the public concerning its drug prevention program?

Subpart C [Reserved]

Subpart D—Responses and Sanctions Issued or Imposed by the Secretary for Violations by an IHE

- 86.300 What constitutes a violation of this part by an IHE?
- 86.301 What actions may the Secretary take if an IHE violates this part?
- 86.302 What are the procedures used by the Secretary for providing information or technical assistance?
- 86.303 What are the procedures used by the Secretary for issuing a response other than the formulation of a compliance agreement or the provision of information or technical assistance?
- 86.304 What are the procedures used by the Secretary to demand repayment of Federal financial assistance or terminate an IHE's eligibility for any or all forms of Federal financial assistance?

Subpart E—Appeal Procedures

- 86.400 What is the scope of this subpart?
- 86.401 What are the authority and responsibility of the ALJ?
- 86.402 Who may be a party in a hearing under this subpart?
- 86.403 May a party be represented by counsel?
- 86.404 How may a party communicate with an ALJ?
- 86.405 What are the requirements for filing written submissions?
- 86.406 What must the ALJ do if the parties enter settlement negotiations?
- 86.407 What are the procedures for scheduling a hearing?
- 86.408 What are the procedures for conducting a pre-hearing conference?
- 86.409 What are the procedures for conducting a hearing on the record?
- 86.410 What are the procedures for issuance of a decision?
- 86.411 What are the procedures for requesting reinstatement of eligibility?